

05-02-'08 15:15 FROM-Mattingly, Stanger

703-684-1159

T-395 P001/011 F-567

RECEIVED
CENTRAL FAX CENTER

MAY 02 2008

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

ATTORNEYS AT LAW

1800 DIAGONAL ROAD, SUITE 370

ALEXANDRIA, VIRGINIA 22314

JOHN R. MATTINGLY*
DANIEL J. STANGER
SHRINATH MALUR*
CARL I. BRUNDIDGE*

DONNA K. MASON*

COLIN D. BARNITZ
GENE W. STOCKMAN
OF COUNSEL

JEFFREY M. KETCHUM
Registered Patent Agent

*Bar Membership Other Than Virginia

PATENT, TRADEMARK
AND COPYRIGHT LAW

FACSIMILE: (703) 684-1157

(703) 684-1120

Date: May 2, 2008

Facsimile Number: 571-273-8300

To: Examiner W.R. Wolfe, Jr.
Group Art Unit 3747, USPTO

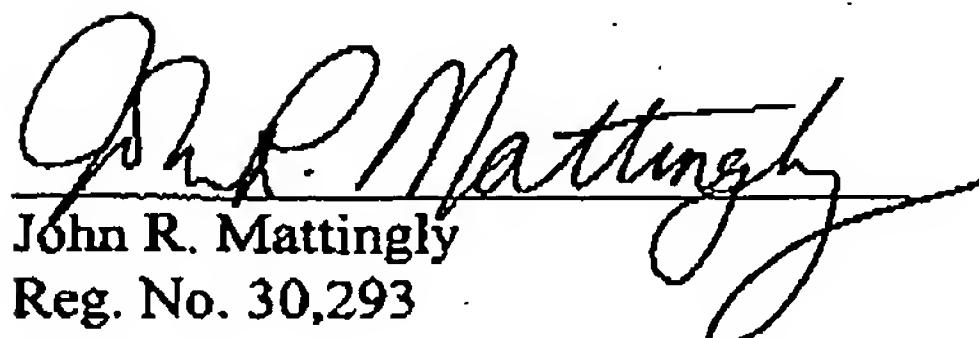
From: Mr. John R. Mattingly
MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

Re: USSN 10/590,218
Attorney Docket No.: KAS-5461

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following listed documents are being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Transmittal;
Amendment;
Petition for Extension of Time; and
Credit Card Payment Form in amount of \$320.00 in
payment of additional independent claim and
one month extension of time fees.


John R. Mattingly
Reg. No. 30,293

May 2, 2008

Date

Total Number of Pages (including cover sheet): _____

If the facsimile you receive is incomplete or illegible, please CALL (703) 684-1120. Thank you.

Form PTO-1083

Patent

In RE application of T. IKARI et al

Case Docket No. KAS-5461

RECEIVED
CENTRAL FAX CENTER

Serial No.: 10/590,218

Group Art Unit: 3747

MAY 02 2008

For: ENGINE PROTECTION SYSTEM AND METHOD
FOR CONSTRUCTION MACHINE

Examiner: W.R. Wolfe, Jr.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

Small entity of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)
	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra
Total	10	Minus *** 20	=
Indep.			
	4	Minus *** 3	= 1
<input type="checkbox"/> First presentation of Multiple Dependent Claims			

SMALL ENTITY		OR	OTHER THAN A SMALL ENTITY	
Rate	Additional Fee		Rate	Additional Fee
X 25	\$		X 50	\$
X 100	\$		X 200	\$ 200.00
X 180	\$		X 360	\$
Total	\$		Total	\$ 200.00

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in col. 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write '20' in this space.
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write '3' in this space.
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

Please charge my Deposit Account No. 50-1417 in the amount of \$ _____.

A Credit Card Payment Form in the amount of \$ 320.00 is attached for additional claims & 1 EOT fee

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayments to Deposit Account No. 50-1417.

Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 CFR 1.17.

Any Extension of Time fees that are necessary, which are hereby requested if necessary.

Mattingly, Stanger, Malur & Brundidge, P.C.
1800 Diagonal Road, Suite 370
Alexandria, Virginia 22312
Tel: (703) 684-1120
Fax: (703) 684-1157

By:

John R. Mattingly, Reg. No. 30,293
Attorney for Applicant(s)Date: May 2, 2008